

CRIMINAL DOCKET - U.S. District Court

PO	<input type="checkbox"/>	417	5	Assigned 1707	WRIT VS. JUVENILE ALIAS	(LAST, FIRST, MIDDLE) JOHN DOE a/k/a "Todd" Goodworth, Tod Alexander	Name Change per Order 3/16/89	Case Filed Mo. Day Yr. 02 14 89	Docket No. Def. 00009 04
Misd.	<input type="checkbox"/>	Disp./Searcer 1707		OFFENSE ON INDEX CARD		Drug violation		No. of Def's 4	U.S. MAG. CASE NO.
Felony	<input checked="" type="checkbox"/>	District Off		Judge/Magistr.					

U.S. TITLE/SECTION 21§846 **OFFENSES CHARGED** Conspiracy to possess with intent to distribute in excess of 5 kilograms of cocaine **ORIGINAL COUNTS** Count 1

INTERVAL ONE KEY DATE 3-14-89 in FLA. EARLIEST OF arrest sum'n's custody appears on complaint

END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL) KEY DATE 02-14-89 APPLICABLE Indictment filed/unsealed consent to Magr. trial on complaint Information Felony-W/waiver

KEY DATE 4-10-89 **a) 1st appears on pending charge /R40** **b) Receive file R20/21** **c) Supsdg/Indict Inf** **d) Order New trial** **e) Remand** **f) G/P Withdrawn**

END INTERVAL TWO KEY DATE 5-4-89 APPLICABLE Dismissal Pled Guilty After N.G. Nolo After nolo Trial (voir dire) began Jury N.J.

1st appears with or waives counsel 4-16-89 **ARRAIGNMENT** S-4-89 **1st Trial Ended** **RE-TRIAL** **2nd Trial Began** **DISPOSITION DATE** **SENTENCE DATE** **PTD Nolle Pros.** **FINAL CHARGES DISMISSED** on def motion or S.T. grounds **W.P. W.O.P.** on gov motion

Search Warrant Issued DATE INITIAL/NO. **III. MAGISTRATE** INITIAL/NO. OUTCOME: DISMISSED HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW

Summons Issued DATE INITIAL/NO. **PRELIMINARY EXAMINATION** Date Scheduled REMOVAL HEARING Date Held WAIVED NOT WAIVED Tape Number INTERVENING INDICTMENT

Arrest Warrant Issued

COMPLAINT ► Date of Arrest OFFENSE (In Complaint)

Show last names and suffix numbers of other defendants on same indictment
BARNES, BARNES III, CHRISTY

ATTORNEYS U.S. Attorney or Asst. J. DOUGLAS McCULLOUGH

Defense: 1 CJA. 2 Ret. 3 Waived. 4 Self. 5 Non / Other. 6 PD. 7 CD

4/5/89 per USA - attorney is Clod Miller (J. Robert Cooper) P. O. Drawer 15040 Atlanta, Ga. 30315

(Per Judge's Office - local counsel not needed)

(Per Mr. Cooper in Mr. Miller's office Rick Hunter has been retained as local counsel) T.A. and Ar & Tr. 4/17/89 at NB at 4:30 P.M.

70 days up: 6/19/89

Sign: 12/4/89 Wilm.

FINE AND RESTITUTION PAYMENTS

Docket Entries Begin On Reverse Side

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
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APPEALS FEE PAYMENTS

DATE DOCUMENT NO.	Yr.	Docket No.	Def.	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	PAGE _____ OF _____	VI EXCLUDABLE DELAY		
						Start Date End Date	Ltr Code	Total Days
02-14-89	1			INDICTMENT FILED-	V. PROCEEDINGS			
2-15-89	2			Request for warrant to be issued by the U.S. Attorney				
	3.			ISSUED WARRANT	Original and one copy of warrant to U.S. Marshal w/c copy of indictment for service. 1c U.S. Attorney ms			
3/16/89	--			RECEIVED - Field Report - orig. warrant sent to USMS, S/F1. for execution.				
3-15-89	4.			MOTION TO AMEND DOCUMENTS TO REFLECT TRUE NAME ON DEFENDANT -	by: Christine Dean, AUSA - 1c: Mag. Denson jh			
3-16-89	5.			ORDER the Clerk is directed to strike the name John Doe, a/k/a "Todd" and replace it with the name TOD ALEXANDER GOODWORTH on the original of the indictment and all other court documents in this matter. (Mag. Denson) O.B.#38, P.168 - c: AUSA, USPO, USM, Mag. Denson, Wil. Div., J. Fox, Counsel jh				
3-16-89	6.			ORDER the Clerk is directed to strike the name ANNA BARNES and replace it with the name ANNE BARNES on the original indictment and all other court documents in this matter. (J. Rich Leonard, Clerk) O.B.#38, P.173 c: AUSA, USPO, USM, J. Fox, Counsel, Wil. Office jh				
3/27/89	--			RETURN ON WARRANT FOR ARREST on Indictment - arrested 3/14/89 by Pattie D. Clarke, DUSM sr				
4-6-89	--			USA request case be set week of 4/10/89 in New Bern - deft. to arrive back in distr. on 4/7 or later. Judge's office said to set for 4/17/89 at 4:30 P.M. in New BErn. sr				
4-6-89	--			ISSUED NOTICE TO APPEAR - set for initial appearance and arraign. and trial on 4/17/89 at 4:30 P.M. in NB before Judge Fox. 1c: Judge Fox, USA, Mr. Miller, USM, USPO NB Div. Office, Joyce Todd and Court Reporter. sr				
4-6-89	--			After above notice mailed - case set for I.A. on 4/10/ at 10 A.M. before Mag. Denson in Raleigh - Maureen advised USPO, USA and USM and put on CA1 - I contacted Atty. Cooper in Atlanta and he is to contact Rick Hunter in Raleigh who will attend the I.A. - I advised USA, USM and USPO and atty. that it is still set for Ar. & Tr. in NB on 4/17/89 at 4:30 P.M. (Per USM deft. will be back in distr. sr on Sunday)				
4-7-89	--			MAGISTRATE'S PAPERS FROM SOUTHERN DISTRICT OF FLA - 1. Waiver of Rule 40 hearings 2. Commitment to Another District 3. Order & Advise to Deft. and Commitment Order - Bond set at \$500,000 corporate surety - No Bond Hearing Held IN FLORIDA 4. Order appointing FPD in Florida sr				
4-10-89				at Raleigh - Mag. Denson- recorded - INITIAL APPEARANCE Advised of charges, penalties and rights. Motion for detnetion or in the alternative continue bond set in Florida. Waives Detention Hearing. Deft. to retain counsel. Counsel to enter notice of appearance by April 17, 1989.				
	7.			NOTICE OF LIMITED APPEARANCE				
	8.			ORDER OF PRETRIAL DETENTION - It is hereby ordered, without opposition, that the defendant be detained pending trial. Mag. Denson CR OB # 38, p. 210 cys. dist. (ent. 4-10-89) ms				
				Case 5:89-cr-00009-F Document 12 Filed 02/14/89 Page 2 of 4				

LETTER CODES
 For identifying periods of excludable delay per 18 USC 3161 (h) [Sections in brackets]
 A Exam or hearing for mental/physical incapacity (18 USC 4244) [(1)(A)]
 B NARA exam (18 USC 2902) [(1)(B)]
 C State/Fed. proceedings on other charges [(1)(D)]
 D Interlocutory appeal [(1)(E)]
 E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]
 F Transfer from other district per FRCR-P 20.21 or 40 or Mag. Rule 6a [(1)(G)]

G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearing completed [(1)(J)]
 H Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition [(1)(I)]
 I Deferal of prosecution (per 28 USC 2902) [(1)(C)]
 J Transportation from another district or to/from examination or hospitalization in 10 days or less [(1)(H)]
 K Consideration of Court of proposed plea agreement [(1)(I)]
 L Prosecution deferred by mutual agreement [(2)]
 M Unavailability of defendant or essential witness [(3)(A,B)]
 N Period of mental/physical incompetence of def. to stand trial [(4)]
 O Period of NARA commitment/treatment [(5)]
 P Superseding indictment and/or new charges [(6)]

R Def. awaiting trial of co-defendant & no severance has been granted [(7)]
 T Continuances granted per (h)(8)(B) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance [(8)(A,B)]
 T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B,i)]
 T2 Case unusual or complex [(8)(B,ii)]
 T3 Indictment or arrest can't be filed in 30 days [(8)(B,vi)]
 T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B,vii)]
 U Time up to withdrawal guilty plea, 3161(i)
 W Grand Jury indictment time extended 30 more days, 3161 (b)

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

GOODWORTH, Tod Alexander

89-9-04-CR-5

AO 256A *

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
**	(Document No.)				
4/14/89	ISSUED AMENDED NOTICE TO APPEAR - AR. & tr. set for 4/17/89 at 4:30 P.M. in New Bern continued until 4/24/89 at 11 A.M. in Wilmington, N.C. before Judge Fox. 1c: Judge Fox, USA, Mr. Miller, Mr. Hunter, USM USPO, New Bern, Wilm., Joyce Todd and Court Reporter sr			(re-set for 5/4)	
4/14/89	9. NOTICE OF LIMITED APPEARANCE by ATty. J. Robert Cooper P. O. Box 150400, Atlanta, Ga. 30315 - 1c: USPO, Fox, Denson				
4/14/89	10. MOTION FOR ADMISSION TO PRACTICE PRO HAC VICE by ATty. Cooper. 1c: Judge Fox	sr			
**					
4/10/89	11. MOTION - for Fed. agents to remove deft. from custody of USM to prepare for trial by Govern. 1c: Mag. McCotter	sr			
	12. ORDER - allowing fed. agent to remove deft. from custody of USM for preparation for trial, etc., (McCotter, Mag.) Cr. OB#38, P. 220. cys. to USA and USM. (ent. 4/15/89) & counsel	sr			
4-21-89	-- Per Mr. Richard Hunter - he has not been retained as local counsel and is not in the case. (Advised Judge Fox's office)	sr			
4-24-89	13. ORDER - re: motion for admission to practice pro hac vice - granted and court waives Local Rule 2.04. (Fox, J) Cr. OB#38, P. 228				
4-24-89	-- Wilm. - JUDGE FOX - TALLEY TAYLOR Ct. Reporter Deft. sworn - competent Arraignment - problem w/entry of plea - case continued tentatively until 4/28/89 in Wilm. Attys. to advise the court if they can have hearing on 4/28/89. (case file being held in Wilm. pending hearing possibly on 4/28).	sr			
4-26-89	-- ISSUED NOTICE TO APPEAR - re-set for Ar. & Tr. (Rule 11) before Judge Britt on 5/4/89 at 9 A.M. in Raleigh. 1c: USA and Mr. Miller. (Sen. to be handled by Judge Fox)	sr			
5-4-89	-- RALEIGH - Judge Britt for Judge Fox - JO BUSH CT. REPORTER Deft. sworn - competent local counsel waived				
	14. MEMORANDUM OF PLEA AGREEMENT - 1c: USA, USPO, Judge Fox and Mr. Cooper. Plea of G/Ct. 1 - accepted Per Doug McCullough - offense ended for this deft. prior to 11/13/84. Sen: 7/31/89 - NB - 9 A.M. - NB DEFT. IN CUSTODY:			(continued see 5/26/89)	

AO 256A

DATE	PROCEEDINGS (continued) (Document No.)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5/26/89	15. ORDER - sen. currently sch. for 7/17/89 is continued until 9/5/89 at Wilm. -need add. time to complete pre-SEN. REPORT. 1c: USA, USPO, USM and Mr. Cooper (ent. 5/26/89)			sr	
8/3/89	16. MOTION TO RELEASE CONFISCATED FUNDS - moves to release \$1,323.48 taken by FBI in SDFla. w/cs. 1c: Judge Fox (Attorney failed to include exhibits 1-4 - which they are putting in the mail today)		8/3/89 <u>9/28/89</u>		sr
8/7/89	17. GOVERNMENT'S ANWER TO DEFENDANT'S MOTION FOR RETURN OF SEIZED MONEY w/cs. 1c: Judge Fox	sr			
8/8/89	-- REceived EXhibits which were to be attached to Motion to Release Confiscated fund filed 8/3/89 - 1c: Judge Fox	sr			
8/15/89	18. ORDER - re: motion for order directing FBI to return \$1,323.48- Govern to file w/n 20 days of receipt of this order a memorandum indicating whether the money has been returned to deft - motion in abeyance. (Fox, J) Cr. OB339, P. 145. 1c: USA and Mr. Cooper (ent. 8/15/89)	sr			
8/16/89	ISSUED NOTICE TO APPEAR - set for sentencing. on Tuesday, Sept. 5, 1989, at 9 A.M. in Wilm., N.C. before Judge Fox - 1c: USA and Mr. Cooper	sr			
8/25/89	19. GOVERNMENT'S MOTION FOR CONTINUANCE OF SENTENCING w/cs. 1c: Judge Fox (moves to continue from 9/5 Sess.)		8/25/89 <u>8/29/89</u>		
8/29/89	20. ORDER - govern's m/continue from 9/5/89 session is granted - sen. of deft. is continued to 12/4/89 Session in Wilm. (Fox, J) Cr. OB#39, P. 183. 1c: USA, USPO USM and Mr. Cooper. (ent. 8/29/89)	sr			
9/12/89	20. GOVERNMENT'S RESPONSE to the court's Order of August 15, 1989; cs to Mr.Cooper; cy to Judge Fox	bb			
9/28/89	21. ORDER - upon info. rec'd from FBI money has been returned to deft. - deft's "M/Release confiscated Funds filed 8/3/89 is DENIED AS MOOT. (Fox, J) Cr. OB#40, P. 83. 1c: USA and Mr. Cooper (ent. 9/28/89)	sr			
11-10-89	-- ISSUED NTOICE TO APPEAR - set for sentencing on 12/4/89 at 9 A.M. in Wilm. before Judge Fox - 1c: USA and Mr. Cooper	sr			
12/4/89	Wilm. - Judge Fox - Talley Taylor Ct. Reporter Evid. for Govern - Ct. finds cocaine to be less than 5 kilograms 23. JUDGMENT AND PROBATION/COMMITMENT ORDER 7 yrs. impr. (Fox, J) Cr. OB# 40 P.191 . 1c: USPO, deft. Mr. Cooper, Judge Fox, 2c: USA and USPO (ent. 12/5/89)	sr			
1/29/90	MARSHALS RETURN on J & C - Deft. del. to F. P. C.I. Talladega, Al on 12/16/89	sr			
12/26/89	Deft. del. F. P. C. - Eglin	ag			